

Mr. Scott moved to reconsider the vote adopting the journal of Monday the 18th inst.

On motion of Mr. Franklin, the motion of Mr. Scott to reconsider, was laid on the table for the present.

On motion of Mr. Bogart, the House adjourned until half-past nine o'clock to-morrow morning.

AUSTIN, November 21, 1850.

House met pursuant to adjournment—roll called—quorum present.

Absentees—Messrs. Bee, Burney, Franklin, Gillet, Johnson, Jowers and Winfield.

Journal of yesterday read, corrected and adopted.

Mr. Russell submitted the petition of Peter Lopez, praying for relief; referred to committee on Military Affairs.

Mr. Selman submitted the petition of the heirs of Sion and Sarah Blythe, praying for relief; referred to the committee on Private Land Claims.

Mr. Bryan submitted the petition of Reuben R. Brown, praying for a grant of land; referred to the committee on Private Land Claims.

Mr. Bryan submitted the petition of sundry citizens of Brazoria county, praying for an act of incorporation for certain purposes; referred to the committee on Internal Improvements.

Mr. Lewis submitted the petition of D. C. Ogden and J. S. Sutton, praying for relief in a certain case; referred to the committee on State Affairs.

Mr. Shepard submitted the petition of the Grand Jury of Washington county, praying the passage of a law quieting disputed jurisdictions; referred to the committee on State Affairs.

Mr. Bogart introduced a bill to authorize the settlers in Peters' Colony to intervene in suit or suits, in reference to any matter connected with said colony contracts, where they have an interest; read first time.

Mr. Franklin introduced a bill to be entitled an act to amend the first section of an act, entitled an act to incorporate the Galveston and Brazos Navigation Company; read first time; on motion, rule suspended, bill read second time, and referred to the committee on Internal Improvements.

Mr. Lloyd introduced a bill to be entitled an act, to amend an act entitled an act to organize the Supreme Court of the State of Texas; read first time.



Mr. Tarrant introduced a bill to be entitled an act to authorize the Clerk of the County Court of Navarro county, to transcribe into a bound book, to be procured by him for that purpose, all title papers, registered by him from the 17th day of August, 1846, to the 30th of December, 1847; read first time; on motion, rule suspended, bill read second time, and referred to a select committee—consisting of Messrs. Tarrant, Patrick and Harde-man of Nacogdoches.

Mr. Lewis introduced a bill to be entitled an act to require the Commissioner of the General Land Office, to issue patents for lands therein named; read first time; on motion, rule suspended, bill read second time, and referred to the committee on Private Land Claims.

Mr. Patrick introduced a bill to be entitled an act to repeal a portion of an act to authorize the Commissioner of the General Land Office, to issue patents on certificates issued by the Board of Land Commissioners of Robertson county, under certain restrictions, approved February 5, 1850; read first time.

Mr. Sterne introduced a bill to be entitled an act, to repeal in part an act to incorporate the Trinity Plank Road Company, approved September 4th, 1850; read first time; on motion, rule suspended, read second time, and ordered to be engrossed; on motion, rule further suspended, bill read third time, and passed.

On motion of Mr. Russell, the House proceeded to take up the business on the Speaker's table, and to the orders of the day.

On motion of Mr. Russell, a bill to be entitled an act to incorporate Fayette Academy, in the county of Fayette, was taken up; read second time, and ordered to be engrossed; on motion, rule suspended, bill read third time, and passed by a constitutional majority—Yeas 39—Nays 1.

Mr. Scott introduced the follow resolution:

*Resolved*, That a committee be appointed to wait upon the Senate, and request their attendance in the House of Representatives, for the purpose of counting the returns that have been received of the election on the propositions of the General Government, for a cession of our North-western territory.

Mr. Wren offered the following amendment to the resolution, which was adopted: "and all returns hereafter presented shall be counted by the House and placed on the journal.

Mr. Lott moved to lay the resolution on the table, upon which the yeas and nays were called, and stood as follows:

Yeas—Messrs. Speaker, Bogart, Charlton, Crump, Dickson, Hendricks, Jowers, Lewis, Lloyd, Lott, McKinney, Owen, Patrick, Polk, Runnels, Russell, Selman, Shea, Smith of Red River,



Smith of Shelby, Speights, Sterne, Stewart, Tarrant, Taylor of Cass, and Williams—26.

Nays—Messrs. Bryan, Burney, Clements, Cochran, Fields, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Holland, Hunt, Johnson, Reynolds, Scott, Shaw, Shepard, Stapp, Taylor of Harrison, Wigfall and Wren—19. So the motion was laid on the table.

The bill to be entitled an act accepting the propositions made by the United States to the State of Texas, in an act of the Congress of the United States, approved the 9th day of September, A. D. 1850, and entitled an act, proposing to the State of Texas the establishment of her northern and western boundaries, the relinquishment by the said State of all territory claimed by her exterior to said boundaries, and of all her claims upon the United States, and to establish a territorial government for New Mexico, reported by the joint select committee on yesterday, being the special order for half past ten o'clock, to-day, together with the amendments offered by Mr. Wigfall, was taken up.

The question being upon the adoption of the 1st amendment of Mr. Wigfall, the yeas and nays were called for, and stood as follows:

Yeas—Messrs. Bryan, Clements, Hunt, Taylor of Harrison, and Wigfall—5.

Nays—Messrs. Speaker, Bogart, Burney, Charlton, Cochran, Crump, Dickson, Fields, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Hendricks, Holland, Johnson, Jowers, Lewis, Lloyd, Lott, McKinney, Owen, Patrick, Polk, Reynolds, Runnels, Russell, Scott, Selman, Shaw, Shea, Shepard, Smith of Red River, Smith of Shelby, Speights, Stapp, Sterne, Stewart, Tarrant, Taylor of Cass, Williams and Wren—40. So the amendment was rejected.

The question then came up upon the adoption of the second amendment proposed by Mr. Wigfall, upon which the yeas and nays were called for, and resulted as follows:

Yeas—Messrs. Bryan, Clements, Hunt, Taylor of Harrison and Wigfall—5.

Nays—Messrs. Speaker, Bogart, Burney, Charlton, Cochran, Dickson, Fields, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Hendricks, Holland, Johnson, Jowers, Lewis, Lloyd, Lott, McKinney, Owen, Patrick, Polk, Reynolds, Runnels, Russell, Scott, Selman, Shaw, Shea, Shepard, Smith of Red River, Smith of Shelby, Speights, Stapp, Sterne, Stewart, Taylor of Cass, Williams and Wren—39.

So the amendment was rejected.

Mr. Jowers proposed the following amendment, to wit:



Strike out in section 5, line 3, after the words "United States," and insert, "by a special messenger, to be elected by the two Houses of the Legislature."

Mr. Sterne proposed the following as a substitute for Mr. Jowers' amendment :

Strike out in 1st line of 2d section, the words "a copy," and insert "two copies;" in 3d line after the word "State," insert "one;" and after the word "practicable," insert "and one by a special messenger, to be elected by both Houses of the Legislature."

Which was accepted by Mr. Jowers, as a substitute for his amendment.

The question then being upon the adoption of the amendment, the yeas and nays were called for, and resulted as follows :

Yeas—Messrs. Bogart, Clements, Cochran, Crump, Dickson, Fields, Hardeman of Nacogdoches, Hendricks, Hunt, Jowers, Lott, Patrick, Polk, Shea, Smith of Red River, Speights, Sterne, Stewart, Taylor of Harrison and Wigfall—20.

Nays—Messrs. Speaker, Bryan, Burney, Charlton, Franklin, Hardeman of Travis, Holland, Johnson, Lloyd, McKinney, Owen, Reynolds, Russell, Scott, Selman, Shaw, Shepard, Smith of Shelby, Stapp, Tarrant, Taylor of Cass, Williams and Wren—23.

So the amendment was rejected.

Mr. Lewis moved that the House adjourn until three o'clock, p. m.; lost.

Mr. Stewart moved to amend by striking out in 1st line of 1st section the word "Legislature," and inserting the words "the State of Texas;" adopted.

On motion, the bill was then ordered to be engrossed.

On motion of Mr. Charlton, the House adjourned until three o'clock, p. m.

THREE O'CLOCK, P. M.

House met pursuant to adjournment—roll called—quorum present.

A bill to be entitled an act to permanently locate the seat of justice of Denton county; read second time and ordered to be engrossed.

Rule suspended; bill read third time and passed.

Mr. Scott introduced a resolution authorizing the Speaker of the House to open such returns of the late election for the acceptance or rejection of the proposition made by the United States to Texas, for the purchase of a portion of her northern and western territories, as any member might desire opened for his information and guidance; which resolution was adopted.



Mr. Sterne offered the following resolution :

*Resolved*, That we have no objection to the citizens of Austin using the Representative Hall this evening at candle-lighting.

Upon which the yeas and nays were called, and stood as follows :

Yeas—Messrs. Speaker, Clements, Fields, Holland, Hunt, Jowers, Lewis, Lott, McKinney, Owen, Patrick, Reynolds, Russell, Shaw, Shea, Shepard, Smith of Red River, Sterne, Taylor of Cass, Taylor of Harrison and Wren—21.

Nays—Messrs. Bogart, Bryan, Burney, Charlton, Cochran, Dickson, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Johnson, Lloyd, Polk, Runnels, Scott, Selman, Speights, Wigfall and Williams—18.

So the resolution was adopted.

Mr. Wren offered the following resolution :

*Resolved*, That the Speaker be authorized to grant to Billy Barlow the use of the Representatives Hall for the purpose of giving an evening's amusement to the citizens of Austin to-morrow evening;

Upon which the yeas and nays were called, and stood as follows :

Yeas—Messrs. Speaker, Bogart, Clements, Dickson, Fields, Hendricks, Holland, Jowers, Lott, Scott, Smith of Red River, Smith of Shelby, Speights, Sterne, Taylor of Harrison, Wigfall and Wren—17.

Nays—Messrs. Bryan, Burney, Charlton, Cochran, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Hunt, Johnson, Lewis, Lloyd, McKinney, Owen, Patrick, Polk, Reynolds, Runnels, Russell, Selman, Shaw, Shepard, Taylor of Cass and Williams—21.

So the resolution was rejected.

Mr. Scott introduced a joint resolution requiring the Commissioner of the General Landoffice to obtain a certain record book from the county clerk of Harris county ; read first time.

Rule suspended ; resolution read second time, and referred to a select committee consisting of Messrs. Scott, Franklin and Owen.

Mr. Lewis, by leave, introduced a bill to be entitled an act to authorize the county court clerk of Bexar county to transcribe the records in book A No. 1, into a bound book ; read first time.

Rule suspended ; bill read second time, and referred to the Judiciary committee.

Mr. Johnson introduced a bill to be entitled an act for the relief of Berry Merchant ; read first time.



Rule suspended ; bill read second time, and referred to the committee on Private Land Claims.

Mr. Charlton introduced a bill to be entitled an act for the relief of James Chesier, Senr. ; read first time. Rule suspended bill read second time and referred to committee on Private Land Claims.

Mr. Shepard introduced a bill to be entitled an act to legalize a copy of the records in the office of the County Surveyor of the County of Washington ; read first time. Rule suspended ; bill read second time and referred to the committee on Public Lands.

A message was received from the Senate through their Secretary, Mr. Raymond, informing the House that the Senate had passed a bill to be entitled an act, accepting the propositions made by the United States to the State of Texas, in an act of the Congress of the United States, approved, the 9th of September 1850, and "entitled an act, proposing to the State of Texas the establishment of her Northern and Western boundaries, the relinquishment by said State of all territory claimed by her exterior to said boundaries, and of all her claims upon the United States, and to establish a territorial Government for New Mexico."

Mr. Franklin moved to reconsider the vote taken this day engrossing the bill to be entitled an act accepting the propositions made by the United States to the State of Texas, etc., etc., which was carried and the vote reconsidered.

Mr. Franklin then moved to reconsider the vote rejecting amendment No. 1, proposed to the bill by Mr. Wigfall--which was also carried, and the vote reconsidered.

Mr. Wigfall then proposed the following amendment to amendment No. 1, offered by himself on yesterday ; after the word "revenues" in the 6th line from the top, insert "arising from impost duties."

On motion of Mr. Stapp, the bill and amendments were laid on the table.

Mr. Stapp then moved to take up the bill just reported from the Senate, to be entitled an act accepting the propositions made by the United States to the State of Texas, etc., etc., which was carried, and the bill taken up and read first time.

On motion, the rule was suspended and bill read second time.

Mr. Shepard proposed the following amendment. After the word "Texas" in the second section third line, insert "agreed to and"—which was rejected.

Mr. Wigfall proposed the following amendment. In the second clause of the first section of Pearce's Bill, strike out the words "claim to"—upon which the yeas and nays were called and stood as follows :



Yeas: Messrs. Bryan, Clements, Hunt, Taylor of Harrison, and Wigfall—5.

Nays: Messrs. Speaker, Bogart, Burney, Charlton, Cochran, Crump, Dickson, Fields, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Hendricks, Holland, Johnson, Jowers, Lewis, Lloyd, Lott, McKinney, Owen, Patrick, Polk, Reynolds, Runnels, Russell, Scott, Selman, Shaw, Shea, Shepard, Smith of Red River, Smith of Shelby, Speights, Stapp, Sterne, Stewart, Taylor of Cass, Williams, and Wren—39.

So the amendment was rejected.

Mr. Wren proposed the following amendment. Strike out in second section all the portion relating to "a special messenger:" upon which the yeas and nays were called and stood as follows:

Yeas: Messrs. Bryan, Burney, Charlton, Franklin, Hardeman of Nacogdoches, Hardeman of Travis, Holland, Johnson, Lloyd, McKinney, Owen, Reynolds, Russell, Scott, Shaw, Shea, Shepard, Smith of Red River, Smith of Shelby, Speights, Taylor of Cass, Williams, and Wren—23.

Nays: Messrs. Speaker, Bogart, Clements, Cochran, Crump, Dickson, Fields, Hendricks, Hunt, Jowers, Lewis, Lott, Patrick, Polk, Selman, Stapp, Sterne, Stewart, Tarrant, Taylor of Harrison, and Wigfall—21.

So the amendment was adopted.

Mr. Wigfall proposed the following amendment. Insert in the preamble after the words "Western boundaries" "the relinquishment by said State of all territory owned by her exterior to said boundaries," etc.

Mr. Tarrant moved the House now adjourn until nine o'clock to-morrow morning, upon which the yeas and nays were called and stood as follows:

Yeas: Messrs. Bryan, Burney, Clements, Cochran, Crump, Franklin, Hardeman of Travis, Hendricks, Holland, Hunt, Lewis, Reynolds, Russell, Scott, Shea, Shepard, Smith of Red River, Smith of Shelby, Tarrant, Taylor of Harrison, and Wigfall—21.

Nays: Messrs. Speaker, Bogart, Charlton, Dickson, Fields, Hardeman of Nacogdoches, Johnson, Jowers, Lloyd, Lott, McKinney, Owen, Patrick, Polk, Runnels, Selman, Shaw, Speights, Stapp, Sterne, Stewart, Taylor of Cass, Williams and Wren.—24.

So the motion was lost.

Mr. Crump moved to adjourn until half-past nine o'clock to-morrow morning.—Lost.

Mr. Tarrant moved to adjourn until ten o'clock to-morrow morning upon which motion the yeas and nays were taken and resulted as follows:



Yeas: Messrs. Bogart, Bryan, Burney, Clements, Cochran, Crump, Franklin, Hardeman of Travis, Hendricks, Holland, Hunt, Johnson, Lewis, Lloyd, Lott, Owen, Reynolds, Runnels, Russell, Scott, Selman, Shea, Shepard, Smith of Red River, Smith of Shelby, Sterne, Tarrant, Taylor of Cass, Taylor of Harrison, Wigfall, Williams and Wren—32.

Nays: Messrs. Speaker, Charlton, Dickson, Fields, Hardeman of Nacogdoches, Jowers, McKinney, Patrick, Polk, Shaw, Speights, Stapp, and Stewart—13.

So the House adjourned.

AUSTIN, November 22, 1850.

House met pursuant to adjournment—rolled called—quorum present.

Absentees—Messrs. Bee, Crump, Gillet, Owen, Stapp, Taylor of Harrison, and Winfield.

Journal of yesterday read and adopted.

Mr. Smith of Red River, submitted the petition of Lorenzo Henderson praying for relief; referred to the committee on Private Land Claims.

Mr. Smith of Red River submitted the petition of Mary W. Donoho, praying for relief; referred to the committee on Private Land Claims.

Mr. Tarrant submitted the petition of Elijah Allen praying for relief; referred to the committee on Private Land Claims.

Mr. Charlton submitted the petition of the heirs of William Gibbs deceased, praying for relief; referred to the committee on Private Land Claims.

Mr. Burney introduced the petition of Z. N. Morrell praying for relief; referred to the committee on Claims and Accounts.

Mr. Cochran submitted the petition of A. D. Rice praying for relief; referred to the committee on Private Land Claims.

Mr. Cochran submitted the petition of H. J. McKinzie praying for relief; referred to the committee on Private Land Claims.

Mr. Tarrant submitted the petition of James M. Riggs, praying for relief; referred to a special committee consisting of Messrs. Tarrant, Patrick, and Shepard.

Mr. Tarrant submitted the petition of sundry citizens of Peter's colony, praying for relief; referred to the committee on Private Land Claims.